

April 13, 2010

**MINUTES OF THE CITY COUNCIL MEETING HELD APRIL 13, 2010**

A Regular meeting of the City Council of the City of Hopewell, Virginia, was held Tuesday, April 13, 2010, at 6:30 PM in the City Council Chambers, Municipal Building, 300 North Main Street, Hopewell, Virginia.

PRESENT: Brenda S. Pelham, Mayor  
N. Gregory Cuffey, Vice Mayor  
Christina J. Luman-Bailey, Councilor  
Curtis W. Harris, Councilor  
Kenneth B. Emerson, Councilor  
Gerald S. Stokes, Councilor  
K. Wayne Walton, Councilor

Edwin C. Daley, City Manager  
Thomas E. Lacheney, City Attorney  
Ann M. Romano, City Clerk

Mayor Pelham opened the meeting at 6:30 PM. Roll call was taken as follows:

Mayor Pelham	-	present
Vice Mayor Cuffey	-	present
Councilor Bailey	-	present
Councilor Harris	-	present
Councilor Emerson	-	ABSENT (arrived at 6:35PM)
Councilor Stokes	-	present
Councilor Walton	-	present

**CLOSED SESSION**

**Motion** was made by Councilor Stokes, and seconded by Councilor Bailey, to convene into Closed Session to discuss Legal Matters, Economic Development, Personnel, and, Appointments to Boards & Commissions, in accordance with Virginia Code Sec. 2.2-3711 (A)(1) (3) and (7). Upon the roll call, the vote resulted:

Councilor Harris	-	yes
Councilor Emerson	-	yes
Councilor Stokes	-	yes
Councilor Walton	-	yes
Mayor Pelham	-	yes
Vice Mayor Cuffey	-	yes
Councilor Bailey	-	yes

**OPEN SESSION**

At 7:30 PM Council convened into Open Session. Councilors responded to the question: "Were the only matters discussed in the Closed Meeting public business matters lawfully exempted from open meeting requirements; and public business matters identified in the motion to convene into Closed Session?" Upon the roll call, the vote resulted:

Mayor Pelham	-	yes
Councilor Bailey	-	yes
Councilor Harris	-	yes
Councilor Emerson	-	yes
Councilor Stokes	-	yes

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Councilor Walton - yes

## **REGULAR MEETING**

Mayor Pelham opened the regular meeting at 7:30 PM. Roll call was taken as follows:

Mayor Pelham	-	yes
Vice Mayor Cuffey	-	yes
Councilor Bailey	-	yes
Councilor Harris	-	yes
Councilor Emerson	-	yes
Councilor Stokes	-	yes
Councilor Walton	-	yes

Prayer was offered by Pastor Timothy Flowers, Friendship Baptist Church, followed by the Pledge of Allegiance to the Flag of the United States of America.

## **CONSENT AGENDA**

**Motion** was made by Councilor Walton, and seconded by Councilor Emerson, to approve the Consent Agenda: Minutes: City Council Regular Meeting March 9, 2010; Pending List; Information for Council Review: School Board minutes 2/4/10, 2/11/10, 2/25/10 and 3/11/10 & agenda 3/25/10; LEPC minutes 3/2/10; ElderHomes Renew Crew 3/13 & 3/20/10; Hopewell Twinning Assn. minutes 3/10/10 & 3/15/10, & Friends of Hopewell; HRHA Agenda 3/8/10, minutes 1/11/10 & Special Meeting Notice & Agenda 3/29/10; Recreation Commission cancelled meeting 3/10/10; Senior Citizens Advisory Commission minutes 2/10/10 & Agenda 3/16/10; NWAC minutes 1/28/10; Drug Court Graduation 4/19/10 4PM; District 19 CSB minutes 2/25/10; and ARLS Library minutes 3/16/10; Personnel Change Report & Financial Report; Public Hearings Announcements: Set Public Hearing for May 11, 2010 – Real Estate Tax Rate; Routine Approval of Work Sessions: April 27, 2010 – 6:30 PM; Ordinances on second and final reading: none; Routine Grant Approval: None; Proclamations/Resolutions/Presentations: (1) Proclamations – Hopewell High School State Wrestling Champions: Cody Allala & Clint Allala; (2) Administrative Professionals Week; (3) United Way Presentation; (4) Black Heritage Sponsorship Certificates; (5) Proclamation – Cecil Ellis; (6) Proclamation – National Public Safety Telecommunications Week (Police Dispatchers); (7) Proclamation – In Memory of Claiborne “Dickie” Gholson, Sr. Upon the roll call, the vote resulted:

Councilor Harris	-	yes
Councilor Emerson	-	yes
Councilor Stokes	-	yes
Councilor Walton	-	yes
Mayor Pelham	-	yes
Vice Mayor Cuffey	-	yes
Councilor Bailey	-	yes

## **PROCLAMATION**

WHEREAS, Cody Allala is a student at Hopewell High School, is a member of the Wrestling Team and competes on behalf of Hopewell; and

WHEREAS, Cody is a two-time Regional Wrestling Champion, and a two-time State Wrestling Champion; and

WHEREAS, he is the first wrestler at Hopewell High School to become the USA Wrestling Freestyle Cadet All-American and he is the 2010 State Champion at 152 lbs.; and

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WHEREAS, Cody is Hopewell High School's only wrestler to win multiple state wrestling titles as well as one of only two wrestlers at the high school to have a VHSA AAA State Championship!

NOW, THEREFORE, BE IT PROCLAIMED BY MAYOR BRENDA S. PELHAM on behalf of the Hopewell City Council and the citizens of Hopewell, Virginia, that congratulations and best wishes are extended to

*Cody Allala*

for representing his school, his city and his state, with great honor and respect.

**IN TESTIMONY WHEREOF**, I have hereunto set my hand and caused to be affixed the Great Seal of the City of Hopewell in the Commonwealth of Virginia this 13<sup>th</sup> day of April 2010.

*/s/ Brenda S. Pelham, Mayor*  
City of Hopewell, Virginia

Mayor Pelham presented the proclamation to Cody Allala and congratulated him on his achievements.

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### **PROCLAMATION**

WHEREAS, Clint Allala is a student at Hopewell High School, is a member of the Wrestling Team and competes on behalf of Hopewell; and

WHEREAS, Clint is a three-time District Wrestling Champion, and a two-time Regional Wrestling Champion; and

WHEREAS, he is a four-time State Qualifier, three-time State place winner, and the 2010 State Champion at 171 lbs., finishing his career with 160 wins, the most in the history of the Hopewell High School Wrestling Team!

NOW, THEREFORE, BE IT PROCLAIMED BY MAYOR BRENDA S. PELHAM on behalf of the Hopewell City Council and the citizens of Hopewell, Virginia, that great honor and praise are extended to

*Clint Allala*

for bringing great pride and esteem to Hopewell High School, the City of Hopewell, and the Commonwealth of Virginia.

**IN TESTIMONY WHEREOF**, I have hereunto set my hand and caused to be affixed the Great Seal of the City of Hopewell in the Commonwealth of Virginia this 13<sup>th</sup> day of April 2010.

*/s/Brenda S. Pelham, Mayor*  
City of Hopewell, Virginia

Mayor Pelham presented the proclamation to Clint Allala and congratulated him on his achievements. Coaches Herman Henderson and Mike Henderson commented and thanked the City, Principal Fletcher and the School Board for their support. Achieving 5<sup>th</sup> in the AAA Tournament is an admirable achievement.

### **PROCLAMATION**

WHEREAS, Administrative Professionals play an essential role in coordinating the office operations of businesses, government, educational institutions, and other organizations; and

WHEREAS, the work of administrative professionals today requires advanced knowledge and expertise in communications, computer software, office technology, project management, organization, customer service and other vital office management responsibilities; and

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WHEREAS, Administrative Professionals Week is observed annually in workplaces around the world to recognize the important contributions of administrative support staff and is sponsored by the International Association of Administrative Professionals; and

WHEREAS, the theme of Administrative Professionals Week 2010 is “*Power of Commitment*” reflecting how today’s career-minded administrative professionals are advancing their careers and the profession as a whole through a commitment to their careers through improving and expanding their skills; and

WHEREAS, the City of Hopewell enjoys the efforts and endeavors of the ASP-PROS (Administrative Support Personnel – Professional Representatives of Office Support) who represent the City Departments. The ASP-PROS provide additional support by sponsoring fund raisers to pay for training programs, by participating in Emergency Services Preparedness, and by supporting community activities that benefit the City.

NOW, THEREFORE, I, BRENDA S. PELHAM, MAYOR of the City of Hopewell, Virginia, proclaim the week of

*April 18-24, 2010 as Administrative Professionals Week, and  
Wednesday April 21 as Administrative Professionals Day*

saluting the valuable contributions of *administrative professionals* in the workplace. And, I call on all employers to support continued training and development for administrative staff, recognizing that a well-trained workforce is essential for success in today’s business world.

IN TESTIMONY WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the City of Hopewell in the Commonwealth of Virginia this 13<sup>th</sup> day of April 2010.

*/s/ Brenda S. Pelham, Mayor*  
City of Hopewell, Virginia

Mayor Pelham presented the proclamation to City Clerk, Ann Romano, and ASP-PROS member Claudia Leech, Administrative Assistant for the Bureau of Fire and the Fire Chief, John Tunstall. Mayor Pelham thanked all of the City’s Administrative Support Personnel for their efforts and assistance throughout the year.

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#### **PROCLAMATION**

*National Public Safety Telecommunications Week  
April 11-17, 2010*

WHEREAS, emergencies can occur at any time that require police, fire or emergency medical services; and

WHEREAS, when an emergency occurs the prompt response of police officers, firefighters and paramedics is critical to the protection of life and preservation of property; and

WHEREAS, the safety of our police officers and firefighters is dependent upon the quality and accuracy of information obtained from citizens who telephone the Hopewell police/fire communications center; and

WHEREAS, Public Safety Telecommunications are the first and most critical contact our citizens have with emergency services; and they are the single vital link for our police officers and firefighters by monitoring their activities by radio, providing them information and insuring their safety; and

WHEREAS, Public Safety Telecommunicators of the Hopewell Police Department have contributed substantially to the apprehension of criminals, suppression of fires and treatment of patients; and

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WHEREAS, each telecommunicator has exhibited compassion, understanding and professionalism during the performance of their job in the past year.

THEREFORE, BE IT PROCLAIMED, that the City Council of the City of Hopewell declares the week of April 11 through 17, 2010 to be

## ***National Telecommunications Week***

in Hopewell, in honor of the men and women whose diligence and professionalism keep our city and citizens safe.

IN TESTIMONY WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the City of Hopewell in the Commonwealth of Virginia this 13<sup>th</sup> day of April 2010.

*/s/ Brenda S. Pelham, Mayor*  
City of Hopewell, Virginia

Mayor Pelham, along with Police Chief Steven Martin, presented the proclamation to Donita Williams, Police Dispatcher for the City of Hopewell. Chief Martin remarked that so far this quarter, there have been 20,000 calls to Dispatch, with an expected annual total of 80,000 calls. He commended Ms. Williams as an outstanding supervisor.

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### **PROCLAMATION**

WHEREAS, Claiborne "Dickie" Gholson, Sr. was born on November 11, 1911 in Dinwiddie, Virginia to the late Eddie and Mary Gholson. He had six brothers and sisters: Eddie, Jr., Katie Gholson Wyche, Lucy Ann, Flossie and Ginny. In 1927, at the age of 16, Dickie moved to Hopewell. He met, fell in love with, and married Luvenia Terry, and together they had 11 children: Claiborne, Jr. (Sunny Boy), Freddie (Coot), Arthur (P-Mann), Clarence (Curly Top), James (Jinxy), O'Neil (Boo Boo), and Ronnie, Helen (Sister) Alice (Mutt), Kizah (Sweetie) and Jean. He also raised a son, Samuel McFarland (Tom Pain); and

WHEREAS, Dickie was a humble man of many words, and his door was always open to those in need. One of his favorite sayings was, "What's Up Babe?" which yielded him another nickname by his ball players, "Babe." His hobbies included raising chickens, rabbits, and gold fish. He also loved gardening, but his true love was sports! and

WHEREAS, Dickie was involved with basketball through coaching and management for nearly 50 years. At 22 he took over a baseball team and by 1931, Edward Wheat, Sr. and Dickie merged a Chesterfield and Hopewell team to form one team. In 1941, Dickie became manager of the *Hopewell All Stars*. Some of the team members included: Clarence, Branch, Bud Hamlin, Lefty Satterfield, Curtis Harris, Sr., Edward Wheat, Sr., David Leach, Freddie Gholson, and Jerome White. In the 1950's, famous league baseball players came to Hopewell, such as Jackie Robinson and Maury Willis, and played baseball on Elm Street Park. Other teams were the *All Stars New York Braves*, *K. C. Monarchs*, *Indianapolis Clowns*, Richmond, Charles City and Prince George teams. Most games were played at Spring Lake Park and Tyler's Beach; and

WHEREAS, in 1960, the *Prince George Blue Sox* and the *Hopewell Vikings* combined teams and later were named the *Virginia Blue Sox*. Some players included: Walter Dudley, Eugene Henry, Ronald Ford Jamison, Homer Lee Crocket, Bill Crocket, Jake Wyche, Joe Bradley, Burt Hunter, Harry Bradley, Jimmy Crockett, Sonny Crockett, and they played at Maple's Park in Prince George;

WHEREAS, *Dickie* worked as a cook at a historic restaurant called Tubize. He also worked as a foreman in the City of Hopewell Public Works Department. He was well known and loved by all who came in contact with him. He was well versed in the sports arena and he definitely taught young boys and men the game of baseball, but more importantly, the Game of Life. His legacy will live on for generations through his children, grandchildren, great-grandchildren, great-great grandchildren, and future generations.

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NOW, THEREFORE, BE IT PROCLAIMED by Mayor Brenda S. Pelham, on behalf of the Hopewell City Council and the citizens of Hopewell, Virginia, that sincere sympathy and condolence are expressed at the passing of

**Claiborne “Dickie” Gholson, Sr.**

IN TESTIMONY WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the City of Hopewell in the Commonwealth of Virginia this 9<sup>th</sup> day of March 2010.

*/s/ Brenda S. Pelham, Mayor*  
City of Hopewell, Virginia

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Mayor Pelham distributed Certificates of Appreciate to over 30 individuals who served on the 2010 Black Heritage Committee who planned activities for Black History Month, February 2010. She thanked them for their service and dedication to the City of Hopewell. Mr. Terry Briggs (author, motivational speaker, coach & trainer) thanked the City of Hopewell. He was raised in subsidized housing and applied himself to his education and has a successful career. He presented to the Mayor a book that he wrote, “Stop Making Excuses Get off Your Butt & Fight for Your Dreams!”

**PUBLIC HEARING – REQUEST TO REPEAL ARTICLE IX, DOWNTOWN CENTRAL BUSINESS DISTRICT (B-1), OF THE ZONING ORDINANCE OF THE CITY OF HOPEWELL AND RE-ENACT ARTICLE IX, DOWNTOWN CENTRAL BUSINESS DISTRICT (B-1) OF THE ZONING ORDINANCE OF THE CITY OF HOPEWELL**

The proposed zoning ordinance amendment will repeal the current Article IX, Central Business District (B-1), and Article IX-A, Downtown Revitalization Area Overlay District, of the City’s Zoning Ordinance and enacting Article IX, Downtown Central Business District (B-1). The new B-1 District section provides design guidelines for the district and creates a design review committee for the downtown district.

The Planning Commission conducted a public hearing on the proposed amendment at their July 2009 meeting. The City Council conducted a work session on the proposed amendment in the fall of 2009. The Planning Commission concurred with the creation of the design review committee. Council appointed the members of the committee on March 9, 2010.

The public hearing was opened at 8:02 pm. There being no speakers, the public hearing was closed at 8:02 pm.

**Motion** was made by Vice Mayor Cuffey, and seconded by Councilor Bailey to approve the ordinance on first reading to repeal Article IX, Downtown Central Business District (B-1), of the Zoning Ordinance of the City of Hopewell and re-enact Article IX, Downtown Central Business District (B-1) of the Zoning Ordinance of the City of Hopewell.

Councilor Walton proposed an amendment to the **motion** referring to #30. Hotels, to include “Bed & Breakfast facilities;” #37. Motion picture theaters, excluding drive-in theaters, to include, “performing arts;” and #45. Pet Shops, to include, “kennels.” The amendment was accepted by Vice Mayor Cuffey and Councilor Bailey.

Upon the roll call on the amended **motion**, the vote resulted:

Councilor Harris	-	yes
Councilor Emerson	-	yes
Councilor Stokes	-	yes
Councilor Walton	-	yes
Mayor Pelham	-	yes

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Vice Mayor Cuffey	-	yes
Councilor Bailey	-	yes

**PUBLIC HEARING – REQUEST TO REPEAL ARTICLE X, LIMITED COMMERCIAL DISTRICT (B-2), OF THE ZONING ORDINANCE OF THE CITY OF HOPEWELL AND RE-ENACT ARTICLE X, LIMITED COMMERCIAL DISTRICT (B-2), OF THE ZONING ORDINANCE OF THE CITY OF HOPEWELL**

The proposed zoning ordinance amendment will repeal the current Article X, Limited Commercial District (B-2), in its entirety and re-enact the new Article X, Limited Commercial District (B-2). The new B-2 District section removes the “catch-all” use categories contained in the list of permitted uses and replaces them with specific uses.

The proposed amendment was drafted to eliminate the “catch-all” uses listed in Article X – A, Use Regulations, of the Zoning Ordinance. The “catch-all” uses include: convenience service establishments, retail stores not otherwise listed in this ordinance, and business and professional offices. The Planning Commission began the review of all of the business zoning districts at their March 23, 2010 work session. The Commission conducted a public hearing on the proposed amendment at their April 1, 2010 meeting. The proposed amendment has been reviewed by the City Attorney and staff has made changes to the amendment based on the attorney’s recommendations.

The public hearing was opened at 8:08 PM. There being no speakers, the public hearing was closed at 8:07 PM.

**Motion** was made by Vice Mayor Cuffey, and seconded by Councilor Emerson to approve an ordinance on first reading to repeal Article X, Limited Commercial District (B-2), of the Zoning Ordinance of the City of Hopewell and re-enact Article X, Limited Commercial District (B-2), of the Zoning Ordinance of the City of Hopewell. Upon the roll call, the vote resulted:

Councilor Harris	-	yes
Councilor Emerson	-	yes
Councilor Stokes	-	yes
Councilor Walton	-	yes
Mayor Pelham	-	yes
Vice Mayor Cuffey	-	yes
Councilor Bailey	-	yes

**PUBLIC HEARING – REQUEST TO REPEAL ARTICLE XI, HIGHWAY COMMERCIAL DISTRICT (B-3), OF THE ZONING ORDINANCE OF THE CITY OF HOPEWELL AND RE-ENACT ARTICLE XI, HIGHWAY COMMERCIAL DISTRICT (B-3), OF THE ZONING ORDINANCE OF THE CITY OF HOPEWELL**

The proposed zoning ordinance amendment will repeal Article XI, Highway Commercial District (B-3), in its entirety and re-enact the new Article XI, Highway Commercial District (B-3). The new B-3 District section removes the “catch-all” use categories contained in the list of permitted uses and replaces them with specific uses.

The proposed amendment was drafted to eliminate the “catch-all” uses listed in Article XI-A, Use regulations, of the Zoning Ordinance. The “catch-all” uses include: convenience service establishments, retail stores not otherwise listed in this ordinance, and business and professional offices. The Planning Commission began the review of all of the business zoning districts at their march 23, 2010 work session. The Commission conducted a public hearing on the proposed amendment at their April 1, 2010 meeting. The proposed amendment has been reviewed by the City Attorney and staff has made changes to the amendment based on the attorney’s recommendations.

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The public hearing was opened at 8:15 PM. There being no speakers, the public hearing was closed at 8:08 PM.

**Motion** was made by Councilor Emerson, and seconded by Councilor Harris, to approve an ordinance on first reading to repeal Article XI, Highway Commercial District (B-3), of the Zoning Ordinance of the City of Hopewell, and re-enact Article XI, Highway Commercial District (B-3), of the Zoning Ordinance of the City of Hopewell.

Councilor Walton offered an amendment to #25 Night clubs and dance halls, by adding, "with conditions." Councilor Emerson and Councilor Harris accepted the amendment.

Upon the roll call, the vote resulted:

Councilor Harris	-	yes
Councilor Emerson	-	yes
Councilor Stokes	-	yes
Councilor Walton	-	yes
Mayor Pelham	-	yes
Vice Mayor Cuffey	-	yes
Councilor Bailey	-	yes

#### **PRESENTATION – UNITED WAY**

Fire Marshall Larry Turner and Claudia Leech, Administrative Assistant to Fire Chief Tunstall, presented Mayor Pelham with a plaque from the Hopewell/Prince George United Way for 2010. The employees of the City of Hopewell donated \$12,056.00. Mark Haley of the Hopewell Regional Wastewater Plant was campaign chairman this year.

#### **COMMUNICATIONS FROM CITIZENS**

**Katherine Podlewski**, 507 North Second Avenue, Hopewell addressed Council with comments about the election campaign in Ward #1. In her opening comments, she named a candidate who is running in opposition to the incumbent and Ms. Podlewski began to voice her personal opinions about the candidate. Mayor Pelham informed Ms. Podlewski that two Candidate Forums are scheduled on April 22 at which she could discuss candidates, and that Communications from Citizens at the City Council meeting was not the forum for such comments, and Ms. Podlewski was excused from such further comment.

Ms. Podlewski expressed the lack of information regarding candidates; the newspapers do not address issues of concern to citizens; and that there is no avenue for citizens to speak. There is no time or ability to express opinions.

She referred to the Patrick Copeland site which has two large sink holes; the park is deteriorating; crime is increasing; Council must close the valley or close the road; vehicles should not be driving through that area; the pier has been under water for the past six months; and there are issues with the nursing home and environmental concerns.

There being no further speakers, Communications from Citizens was closed at 8:25 PM.

#### **PRESENTATION – CLEAN CITY COMMISSION, JERRY WILLIAMS –CHAIRMAN**

Mr. Williams gave a brief presentation on the activities of the Clean City Commission. He referred to the DEQ grant, which formally allows the Clean City Commission to keep some of the money, but penalizes them the



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following year. The Clean City Commission is growing. Members attended the “Day on the River,” and the Carter G. Woodson Middle School’s Career Day on April 2. They also attended Earth Day at Ft. Lee. They need more funds to purchase promotional items to distribute, for training sessions, and dues. The Commission has placed recycling bins at local schools for environmental clubs. Carter G. Woodson Middle School collected many tons that would have gone to the landfill. Part of the student government organizations collect from the bins. Hopewell High School Student Council has requested a recycling bin. They would like that to be a project for the year. Mr. Williams, on behalf of the commission, asked City Council to appropriate \$5,000.00 in addition to the general grant fund money that they receive each year. The money is in the DEQ account (Mr. Hager indicated that it was in the Anti-Litter Fund). There is an \$11,000.00 balance allowed over the years from the Anti-Litter Grant. The commission has just spent the annual grant that they received. They have since put further restrictions on the funds. Mr. Williams asked for some of those funds.

**Motion** was made by Councilor Walton, and seconded by Councilor Harris to appropriate \$5,000.00 from the DEQ (Anti-Litter) Fund to the Clean City Commission. Upon the roll call, the vote resulted:

Councilor Harris	-	yes
Councilor Emerson	-	yes
Councilor Stokes	-	yes
Councilor Walton	-	yes
Mayor Pelham	-	yes
Vice Mayor Cuffey	-	yes
Councilor Bailey	-	yes

**CITIZEN/COUNCILOR REQUEST – PROMOTIONS SUB-COMMITTEE OF THE HOPEWELL DOWNTOWN PARTNERSHP, INC. – CLEAN-UP WEEK**

Mayor Pelham requested that Council move this item forward on the agenda, to which they agreed.

Councilor Bailey introduced the members of the Hopewell Downtown Partnership Promotions Sub-Committee at the meeting, Becky Redling and Mary Forbes. Joyce Pritchard was unable to attend. The purpose of the presentation was to view a recently produced 10-minute promotional video of Hopewell, in honor of the start of Clean-Up Week in Hopewell and in anticipation of upcoming summer community activities, many of which were feature in the video. There was technical difficulty and the video was unable to be viewed. (Videographer Tommy Wells announced that he would air it immediately prior to the City Council meeting on April 14, 2010). Councilor Bailey expressed appreciation to Police Sgt. Hunter for trying to get another CD to be shown.

This year will be the fourth season of the outdoor movie series. Outdoor concerts are scheduled for 4:00 PM on Sundays, in May and June, at Weston Manor. Outdoor activities are scheduled at the City Point Dock on May 14, June 18, July 16, August 20, and September 17. Hooray for Hopewell is schedule for September 18/19, 2010.

**UNFINISHED BUSINESS – ORDINANCE NO. 2010-05 – BUILDING PERMIT FEES – CHIEF TUNSTALL, BUREAU OF FIRE**

In order for the City’s permit fees to be comparable with surrounding jurisdictions the City of Hopewell Bureau of Fire, Division of Code Enforcement recommends adjusting permit fees for building, electrical, plumbing, and mechanical permits. In order to conform to permit fees charged by surrounding jurisdictions, the City of Hopewell Bureau of Fire, Division of Code Enforcement recommends the following permit fees: Building Permit-Base Fee; \$25.00 (RESIDENTIAL) plus \$0.22 per square foot, plus current State Surcharge; \$75.00 (COMMERCIAL) plus 1% of labor and materials, plus current State Surcharge; Electrical Permit-Base Fee: \$25.00 (RESIDENTIAL) plus \$0.04 per square foot, plus current State Surcharge; \$75.00 (COMMERCIAL) plus 1% of labor and materials, plus current State Surcharge; Plumbing Permit-Base Fee: \$25.00 (RESIDENTIAL) plus \$0.04

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per square foot, plus current State Surcharge; \$75.00 (COMMERCIAL) plus 1% of labor and materials, plus current State Surcharge; and Mechanical Permit-Base Fee: \$25.00 (RESIDENTIAL) plus \$0.04 per square foot, plus current State Surcharge; \$75.00 (COMMERCIAL) plus 1% of labor and materials, plus current State Surcharge.

**Motion** was made by Councilor Walton, and seconded by Councilor Harris, to approve Ordinance No. 2010-05, and to accept changes, on first reading. Upon the roll call, the vote resulted:

Councilor Harris	-	yes
Councilor Emerson	-	yes
Councilor Stokes	-	yes
Councilor Walton	-	yes
Mayor Pelham	-	yes
Vice Mayor Cuffey	-	yes
Councilor Bailey	-	yes

#### **CITIZEN/COUNCILOR REQUEST – COUNCILOR WALTON – “B” VILLAGE PLAN**

Councilor Walton reported that The “B” Village Plan had been tabled for six months; it is now two years later. Now is the time to take further action. He wishes to *“direct staff to identify parts that would create a tax base. Schedule a Work Session and bring this back in July for a vote.”* The City has raised many taxes, but needs to create a tax base.

Council agreed to set a Work Session date in June after the budget process was finished, and bring it to Council for a vote at the July or August meeting.

#### **CITIZEN/COUNCILOR REQUEST – CHERYL COLLINS – APPEAL OF BAR DECISION AT 600 BROWN AVENUE – CERTIFICATE OF APPROPRIATENESS TO REPLACE 19 WOODEN WINDOWS WITH VINYL WINDOWS**

Ms. Collins came forward to address the Mayor.

**Motion** was made by Councilor Stokes, and seconded by Councilor Cuffey, to table this issue until the May 11<sup>th</sup> Council meeting. Upon the roll call, the vote resulted:

Councilor Harris	-	NO
Councilor Emerson	-	NO
Councilor Stokes	-	yes
Councilor Walton	-	NO
Mayor Pelham	-	yes
Vice Mayor Cuffey	-	yes
Councilor Bailey	-	yes

The motion passed 4/3.

#### **CITIZEN/COUNCILOR REQUEST – VICE MAYOR CUFFEY – ElderHomes CORP. – TRI-CITY BRANCH OF RENEW CREW VOLUNTEER SERVICES – GINGER HAWKS**

Vice Mayor Cuffey introduced Ginger Hawks, Volunteer Service Coordinator for the Tri-City Area.

The organization is ElderHomes Corp. – Tri-City Branch of Renew Crew Volunteer Services. They provide home repair and maintenance, handicap accessibility and safety installations for low income, elderly homeowners and for the disabled of any age. Thanks to a John Randolph Foundation grant, the Renew Crew has provided service to many homes in Hopewell and has more scheduled for completion. ElderHomes may be reached at 732-

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3800. Ft. Lee personnel have provided volunteer services with many home repairs in Hopewell, and Ms. Hawks expressed her appreciation.

**REGULAR BUSINESS – VML LEGISLATIVE COMMITTEE – NOMINATIONS FOR VML POLICY COMMITTEES**

The VML Policy Committees will meet in Richmond to submit policy proposals to the VML Legislative Committee for inclusion in the VML 2011-2012 Legislative program. The Committees are: Community and Economic Development; Environmental Quality; Finance; General Laws; Human Development and Education; and Transportation.

**Motion** was made by Councilor Emerson, and seconded by Vice Mayor Cuffey, to recommend the following: Community & Economic Development-Councilor Walton; Environmental Quality-Councilor Luman-Bailey; Finance-Councilor Harris; General Laws-Vice Mayor Cuffey; Human Development & Education-Mayor Pelham; and Transportation-Councilor Emerson. Upon the roll call, the vote resulted:

Councilor Harris	-	yes
Councilor Emerson	-	yes
Councilor Stokes	-	yes
Councilor Walton	-	yes
Mayor Pelham	-	yes
Vice Mayor Cuffey	-	yes
Councilor Bailey	-	yes

**REGULAR BUSINESS – SET A PUBLIC HEARING FOR MAY 11, 2010 TO SET THE REAL ESTATE TAX RATE**

City Manager Daley presented the issue of setting the Real Estate Tax Rate. Once the tax rate is published, it can be set at a lower rate, but cannot go any higher than what was published. He asked that Council consider raising the rate by 3¢ above the current rate, to 99¢ per \$100 of assessed value.

DISCUSSION: There was a suggestion to increase the rate by one additional penny to be designated to go to the Police Department for two more officers. There was concern that more money would be needed to balance the budget, therefore for advertising purposes publish \$1.05, but set the rate at 99¢. The City Manager explained that the proposed tax rate is designated to pay for the School Bonds; there is no increase in the budget. Council might want to add 1¢ for police officers and firefighters that are now under grants. Each one cent increase to the Real Estate Tax Rate yields an additional \$138,000. Some Councilors do not want to have to raise taxes every year, and preferred to publish 99¢ for the public hearing.

**Motion** was made by Councilor Harris, and seconded by Councilor Stokes, to schedule the Public Hearing to set the Real Estate Tax Rate at \$0.99, for advertising, to be held on May 11, 2010 at 7:30 PM.

A **Substitute Motion** was made by Councilor Walton, and seconded by Councilor Emerson, to schedule the Public Hearing to set the Real Estate Tax Rate at \$1.00, for advertising, to be held on May 11, 2010 at 7:30 PM.

Upon the roll call on the Substitute **Motion**, to schedule the Public Hearing to set the Real Estate Tax Rate at \$1.00, for advertising, the vote resulted:

Councilor Harris	-	NO
Councilor Emerson	-	NO
Councilor Stokes	-	NO
Councilor Walton	-	yes
Mayor Pelham	-	NO

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Vice Mayor Cuffey	-	NO
Councilor Bailey	-	NO

The Substitute Motion failed.

Upon the roll call on the original **Motion** to set the Real Estate Tax Rate at \$0.99, for advertising, to be held on May 11, 2010 at 7:30 PM, the vote resulted:

Councilor Harris	-	yes
Councilor Emerson	-	yes
Councilor Stokes	-	yes
Councilor Walton	-	yes
Mayor Pelham	-	yes
Vice Mayor Cuffey	-	yes
Councilor Bailey	-	yes

**REGULAR BUSINESS – RESOLUTION SUPPORTING THE COMPROMISE OFFERED BY THE ARMY REGARDING LODGING ON FORT LEE**

Dr. Daley presented the Resolution supporting the compromise offered by the U. S. Army regarding lodging on Fort Lee.

**Motion** was made by Councilor Stokes, and seconded by Councilor Emerson, to resolve to adopt the Resolution Supporting the Compromise offered by the U. S. Army regarding Lodging on Fort Lee. Upon the roll call, the vote resulted:

Councilor Harris	-	yes
Councilor Emerson	-	yes
Councilor Stokes	-	yes
Councilor Walton	-	yes
Mayor Pelham	-	yes
Vice Mayor Cuffey	-	yes
Councilor Bailey	-	yes

**RESOLUTION  
SUPPORTING THE COMPROMISE OFFERED BY THE ARMY  
REGARDING LODGING ON FORT LEE**

**WHEREAS**, Fort Lee is an integral part of the social and economic fabric of the Petersburg Region, which consists of Southern Chesterfield, Dinwiddie, and Prince George Counties and the Cities of Colonial Heights, Hopewell, and Petersburg; and

**WHEREAS**, over the years, the Region's localities and Fort Lee have established a cooperative, collaborative, and supportive relationship, one that is widely recognized as being unique between localities and military bases; and

**WHEREAS**, the 2005 Base Realignment and Closure Commission's recommendations resulted in the substantial expansion in the number and scope of functions assigned to Fort Lee, thereby greatly increasing the number of transient students who train at Fort Lee; and

**WHEREAS**, in order for Fort Lee to most effectively and efficiently accomplish its responsibility to train, educate, and prepare students for the Army's mission of fighting and winning our Nation's wars, it is proposed that

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a 1000-room Army Lodging facility be constructed on-post adjacent to the Army Logistics University, thus establishing a safe and secure campus-like environment for transient students; and

**WHEREAS**, the proposal has generated considerable concern among many in the Region's hospitality sector, who have made substantial investments to expand existing lodging and build a new lodging facility to accommodate the anticipated needs of Fort Lee and who have organized as the Greater Tri-Cities Hospitality Coalition; and

**WHEREAS**, in recognition of and in an attempt to accommodate the concerns raised by the Coalition, the Army offered:

- 1) To reduce the number of on-post rooms by as many as 577 rooms by postponing the renovation of the rooms already available in older lodging facilities on-post if off-post demand for rooms after constructing the new lodging facility does not meet the Army's forecast;
- 2) To work to reduce the rate of student no-shows at off- post hotels;
- 3) To lower the Army Lodging fee in the Fort Lee area from \$4 to \$2; and
- 4) To support efforts to increase the local per diem rates by expanding the Fort Lee Survey Radius to include all surrounding localities; and

**WHEREAS**, this offer by the Army appears to be a reasonable compromise which will enable Fort Lee to meet its responsibilities to the Army's overall mission while simultaneously addressing, in significant part, the issues raised by the Coalition.

**NOW, THEREFORE, BE IT RESOLVED**, that the City Council of the City of Hopewell supports the compromise offered by the Army and encourages the Tri-Cities Hospitality Coalition to accept the same, thereby putting this controversy to rest and allowing the business community, military, and local governments to concentrate on maximizing the benefits of the current and future expansion of Fort Lee.

Dated: April 13, 2010

ATTEST:

*/s/ Brenda S. Pelham, Mayor*

*/s/ Ann M. Romano, Clerk of City Council*

**REGULAR BUSINESS – UNSOLICITED PPEA PROPOSAL FOR RENOVATIONS AT THE CITY MARINA**

**Motion** was made by Vice Mayor Cuffey, and seconded by Councilor Emerson, to resolve to adopt a resolution to accept an unsolicited PPEA proposal for Renovations at the City Marina. Upon the roll call, the vote resulted:

Councilor Harris	-	yes
Councilor Emerson	-	yes
Councilor Stokes	-	yes
Councilor Walton	-	yes
Mayor Pelham	-	yes
Vice Mayor Cuffey	-	yes
Councilor Bailey	-	yes

**RESOLUTION**

**WHEREAS**, the City of Hopewell (the "City") has received an unsolicited proposal under the Public-Private Education Facilities and Infrastructure Act of 2002 ("PPEA") from **Sweeter Development** for the **renovation at the Hopewell City Marina**, and in accordance with the Guidelines for the Implementation of the PPEA adopted by the City Council on March 11, 2008 with amendments through February 9, 2010 (the "City Guidelines"), the City Manager has received the recommendation of a Working Group and the City Council has

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reviewed the unsolicited proposal and received the recommendation of the City Manager as to whether the unsolicited proposal should be accepted.

**THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL:**

1. The unsolicited proposal of **Sweeter Development** under the PPEA for **renovation at the Hopewell City Marina** is accepted.
2. The City Manager, City Attorney and other City representatives are authorized to take all actions necessary and desirable to carry out the intent of this Resolution, in accordance with the requirements of the PPEA and the City Guidelines, including public notice of the proposal received an opportunity to submit competing proposals.
3. The City Council hereby determines to proceed with evaluation of such proposals using procedures normally used by the City that are consistent with competitive negotiation for other than professional services, as this will be advantageous to the City and the public based upon the probable scope and complexity of the Project, and guaranteed cost of completion guarantees that may be negotiated.

**REGULAR BUSINESS – UNSOLICITED PPEA PROPOSAL FOR A CONCESSION STAND/  
RESTROOM FACILITY AT MATHIS FIELD**

**Motion** was made by Councilor Stokes, and seconded by Councilor Harris, to resolve to adopt a resolution to accept an unsolicited PPEA proposal for a Concession Stand/Restroom Facility at Mathis Field. Upon the roll call, the vote resulted:

Councilor Harris	-	yes
Councilor Emerson	-	yes
Councilor Stokes	-	yes
Councilor Walton	-	yes
Mayor Pelham	-	yes
Vice Mayor Cuffey	-	yes
Councilor Bailey	-	yes

**RESOLUTION**

**WHEREAS**, the City of Hopewell (**the “City”**) has received an unsolicited proposal under the Public-Private Education Facilities and Infrastructure Act of 2002 (**“PPEA”**) from **Harlan Construction** for the **development of a new Concession Stand/Restroom Facilities at Mathis Field**, and in accordance with the Guidelines for the Implementation of the PPEA adopted by the City Council on March 11, 2008 with amendments through February 9, 2010 (**the “City Guidelines”**), the City Manager has received the recommendation of a Working Group and the City Council has reviewed the unsolicited proposal and received the recommendation of the City Manager as to whether the unsolicited proposal should be accepted.

**THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL:**

1. The unsolicited proposal of **Harlan Construction** under the PPEA for **the development of a new Concession Stand/Restroom Facilities** is accepted.
2. The City Manager, City Attorney and other City representatives are authorized to take all actions necessary and desirable to carry out the intent of this Resolution, in accordance with the requirements of the PPEA and the City Guidelines, including public notice of the proposal received an opportunity to submit competing proposals.

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3. The City Council hereby determines to proceed with evaluation of such proposals using procedures normally used by the City that are consistent with competitive negotiation for other than professional services, as this will be advantageous to the City and the public based upon the probable scope and complexity of the Project, and guaranteed cost of completion guarantees that may be negotiated.

**REGULAR BUSINESS – HUMAN RESOURCES – POLICY REVISION, 16.9 SHIFT DIFFERENTIAL**

The policy currently reads, “Paid Time-off, Sick Leave and Holiday Pay – When an employee utilizes authorized paid leave in the form of PTO (paid time off), frozen sick leave or holiday pay for time which would have included shift premium if worked, the payment will include shift premium.”

The policy now reads, “Shift premium pay will only be paid for hours actually worked by the employee on premium shifts (second and third shifts).”

The policy change is required to correct the practice of paying an employee shift premium on hours not actually worked on a premium shift.

**Motion** was made by Councilor Stokes, and seconded by Councilor Harris, to resolve to adopt the revision to the Human Resources Policy, 16.9 Shift Differential to read, “Shift premium pay will only be paid for hours actually worked by the employee on premium shifts (second and third shifts).” Upon the roll call, the vote resulted:

Councilor Harris	-	yes
Councilor Emerson	-	yes
Councilor Stokes	-	yes
Councilor Walton	-	yes
Mayor Pelham	-	yes
Vice Mayor Cuffey	-	yes
Councilor Bailey	-	yes

**REGULAR BUSINESS – SCHOOL BOARD APPOINTMENT SCHEDULE – SET PUBLIC HEARING ON MAY 11, 2010**

**Motion** was made by Vice Mayor Cuffey, and seconded by Councilor Harris, to resolve to set a public hearing on May 11, 2010 at 7:30 PM to receive public comments regarding nominees or applicants to the School Board to fill two terms extending July 1, 2010 through June 30, 2013. Upon the roll call, the vote resulted:

Councilor Harris	-	yes
Councilor Emerson	-	yes
Councilor Stokes	-	yes
Councilor Walton	-	yes
Mayor Pelham	-	yes
Vice Mayor Cuffey	-	yes
Councilor Bailey	-	yes

**REGULAR BUSINESS – APRIL 27, 2010 WORK SESSION – PRELIMINARY AGENDA**

- Presentation – Woodside court Storm Drainage – Johnnie Butler, City Engineer
- Presentation – Planning Commission Recommendations for Oversized Vehicles parked on city streets – Tevya Griffin, City Planner
- Updated Amendments to the Noise Ordinance – Tom Lacheney, City Attorney
- Budget Discussions

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## **REGULAR BUSINESS – REPORT OF CITY ATTORNEY**

Mr. Lacheney announced that April 1, 2010 was the first anniversary of his employment with the City of Hopewell. He addressed Council saying that they are beginning to work together, and that it is a pleasure to work for Council.

## **REPORTS OF THE CITY CLERK – APPOINTMENTS TO BOARDS & COMMISSIONS**

Mayor Pelham announced that Talent Bank Resumes are needed for vacancies on the Architectural Review Board, Crater District Health Advisory Board, and the Neighborhood Watch Advisory Board-Ward #1. Talent Bank Resumes may be downloaded from the City's website and submitted to the City Clerk.

## **REPORTS OF CITY COUNCIL COMMITTEES**

Councilor Bailey reported from the Go Green Advisory Committee–State Level. The Green Government Challenge is up and running. Hopewell has been designated as a Certified Green Government. It was suggested during that meeting that some communities that are more advanced in Go Green could act as mentors to the others. Ben Ruppert may be interested in those committees. The Green Government Challenge has been updated. The Green Community Challenge is a pilot project.

Councilor Walton reported from FOLAR. There was good participation in cleaning up the marina. An agreement was reached to close 16 acres in Prince George for a park. The current trail could be extended 15-20 additional feet. He announced the Paddle Battle in conjunction with this year's Hooray for Hopewell.

## **REPORTS OF CITY COUNCIL MEMBERS**

Councilor Stokes (1) introduced the new Ranger with the National Park Service. (2) On April 13, 1916 the City of Hopewell celebrated "Booster Day." That was several months before the City was incorporated on July 1, 1916. It was held for several years to express pride in the city, and many activities and celebrations were held. He asked that it be explored for future consideration; (3) 2010 Candidate Forums, April 22, 2010 at 7:00 PM – one to be held at Sunlight Elks Lodge, and one to be held at the Beacon Theatre. He encouraged citizens to attend one or the other.

Councilor Emerson has been working Ward #3 for his re-election. Crime is the high interest to the citizens of Hopewell, and it must be controlled. He wants to know what else the Police Department needs. He announced that on Saturday, April 17, 8:00 AM – 12:00 noon is the Hopewell Twinning Association's "Boot Sale" at 6<sup>th</sup> & Elm Streets. A boot sale is the English equivalent to our Trunk Sale or Yard Sale. All proceeds go to the Hopewell Twinning Association. He announced the upcoming Lions Club Golf Tournament and Chamber of Commerce Golf Tournament, and encouraged participation with these key fund raising activities. The Historic Hopewell Foundation Auction is on May 8 at the Beacon Theatre. In closing he reminded citizens to please vote on May 4.

Councilor Bailey stressed the importance of positive emphasis. The Promotions Committee and Hooray for Hopewell do a good job. There will be a litter clean up on Station Street near the Convenience Center on April 15. Saturday, April 17 is the beginning of Clean Up Week. There is a Ward 1 neighborhood network planting seedlings in gardens. There will be a Friends of the Library Event at the library on Saturday, April 17, 1:00-3:00 PM. A Ward 1 meeting is scheduled for April 26, 7:00 PM, in Council Chambers, to discuss some neighborhood improvements.

Councilor Harris mentioned an upcoming visit with Virginia's two senators and representatives. It is important to talk to them about government funds possibly coming to Hopewell. He was thankful for the privilege of sitting with his colleagues on City Council.

Vice Mayor Cuffey (1) Commended the Hopewell Police Department. On Saturday, April 10, they were all over Ward 7 looking for a wanted individual; it was great to see such a presence. (2) On Thursday the Sheriff's



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Department provided a work crew in Ward 7. (3) The Ward 7 campaign is not in full force yet. A comment to all Council candidates: negative campaigning does not work in Hopewell. All citizens were encouraged to vote on May 4.

Mayor Pelham congratulated everyone who received a proclamation or certificate at this meeting, who was recognized for work in the City. She encouraged anyone who knows of someone who should be recognized to contact the City Manager. She thanked Terry Griggs for donating the book, which she will donate to the library. She announced the Crime Walk on May 1, 10:00 AM – 2:00 PM. There was a Census event on Saturday April 10. She thanked the Census Committee and everyone involved: Herbert Bragg, Julie Sharp, Tevya Griffin, Bettie Washington, Serita Jennings, Councilor Bailey and Councilor Harris. Forty-eight additional persons were counted. Ten years ago there was a total response of 67% in Hopewell. As of two weeks ago 58% of Hopewell citizens responded. Another Census Committee meeting is scheduled on Thursday, April 15 to plan another activity. People in Hopewell talk about many untruths and negatives in Hopewell. She announced the P.A.L.s Golf Tournament on April 14; contact HPD Lt. Roger Dean.

Councilor Walton announced his Ward #5 meeting on Thursday, April 15 at Wesley United Methodist Church at 7:00 PM.

### **ADJOURN**

At 9:43 PM **motion** was made by Councilor Stokes, and seconded by Councilor Harris to adjourn the meeting. Upon the roll call, the vote resulted:

Councilor Harris	-	yes
Councilor Emerson	-	yes
Councilor Stokes	-	yes
Councilor Walton	-	yes
Mayor Pelham	-	yes
Vice Mayor Cuffey	-	yes
Councilor Bailey	-	yes

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Brenda S. Pelham  
Mayor

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Ann M. Romano, City Clerk